O.F. 71.

19 37. 918

Department of

OFFICE

STATION

No. 3515

Dated 13-10-37

Pages in the file

(SUBJECT.)

C.F. 32.

In reply, please quote number, date and short title.

V.E.

Revenue DEPARTMENT.

Received ________ Registered A 5858

From (Name) J.W. Pritchard Esq., I.C.S.,

(Designation) Collector,

Post Box ____, (Station) Bellary.

Telegraphic Address ________

BOARD OF REVENUE
[illegible] OCT 1937
MADRAS

To

The Secretary to the Board of Revenue.
Madras.

Ref. No. 1487/37, dated 13-10-37. 19

Sir,

Enclosures One

Spare Copies P.127.(x)

Suits- O.S. 748/36- Additional District Munsiff's court, Bellary- Plaintiff Kumara Poduval.

I invite a reference to my letter R.C. 1803/37 dated 12th July 1937. The Government Pleader Bellary reports that the suit has been adjourned to 25th October 1937 and that the Munsiff has made it clear that no more adjournments would be granted as the four months time allowed by the rules had expired. I therefore request the Board of Revenue may be pleased to send a draft written statement in consultation with the Government Pleader Madras to enable me to file it in court on the said date. A copy of the amended plaint is enclosed. All the connected records were submitted already.

15/10-37

For Collector.

A.S.N./15-10P. 4/15-x

Copy to the Government Pleader, Bellary.

In the Court of the District Munsif of Bellary
O.S.No.748 of 1935

Between:-
P.P.Kumara Poduval and — Plaintiff.
and
1.K.Devadas
2.Kandra Nagamma.
3.Venkata Dasari — Defendants.
4.The Secretary of State for India
in Council represented by the
Collector of Bellary

Amended plaint filed on behalf of the Plaintiff under order 7 Rule/of the C.P.C.

1. Plaintiff:- P.P.Kumara Poduval, aged 30 years , son of K.Kanna Poduval, Sthanic Brahmin, Medical Practitioner, Brucepet, Bellary.

Address for service of plaintiff is C/O M.R.Ry.P.Srinivasa Rao B.A., Advocate Bellary.

2. Defendants:-

1.K.Devadass, aged 35 years, father's name not known Christian, Mechanic, Central Jail Bellary.

2.Kandra Nagamma, aged 70 years, widow of Kandra Seshaiah, Boya, Jirayathi, Tank Bund street, KodiHanumantha raya Temple Compound,Bellary.

3.Venkata Dasari, aged 70, son of Dasari Venkatappa, Dasari caste, Dasari profession, Brucepetta, Bellary.

4.The Secretary of State for India in Council represented by the Collector of Bellary.

3. The plaint scheduled property belonged to one Mala Dasari Uravakonda Rangadu having acquired by him by a free grant from Government about 80 years ago. He was in possession and enjoyment of the said property as owner thereof and had mortgaged the same to one Soogurappa under a deed dated 26-8-1870.

4. After his death his son became the owner of the property an was in possession and enjoyment of the same up to 2-10-1887 w he sold the same to Kandra Seshappa, the husband of the 2nd defendent for a sum of Rs.25/- and put him in possession.

5. The said Kandra Seshappa enjoyed the property as owner till his death and after him his widow who was the sole heir and legal representative became entitled to it and she executed a usufructuary mortgage deed in favour of [illegible]setti Sanna Nagappa for a sum of Rs.100/- under a deed dated 26-11-1906 together with

three houses standing on the site for a period of 30 years.

6. The said Kandra Nagamma in turn sold the said property under a registered sale deed dated 11-12-35 in favour of the plaintiff for a consideration of Rs.400/- subject to the payment of the usufructuary mortgage debt to the aforesaid Korisetti Sanna Nagappa in the sum of Rs.60/- except the huts which had already been removed by that time. The plaintiff was accordingly put in possession and enjoyment of the same and the plaintiff paid off the usufructuary mortgage debt on 7-9-1936 by payment of Rs.64-9-0 to Korisetti Sanna Nagappa, who also put him in possession of the said site.

7. On or about 21-9-1936 the 1st defendant without any legal right trespassed into the suit site with a view to raise a building and thereupon the plaintiff issued a lawyer's notice of that date calling upon him not to trespass into the said site or raise any building as he has no right thereto. To which the 1st defendant replied on 23-9-1936 stating that the land has been assigned to him by Government. The plaintiff submits that the assignment if any by the Government in favour of the 1st defendant is invalid and inoperative in law and cannot affect the rights of the plaintiff in it. His possession is unlawful and unsupportable

8. With a view to forestall any suit at the instance of the plaintiff the 1st defendant is rapidly laying the building upon the said site to which he has no right. The 1st defendant is therefore liable to remove the said building and restore the property to its former position.

9- Cause of action for the suit arose in favour of the plaintiff against the defendants 1 to 3 on 11-12-36 and on 21-9-36 and after at Bellary within the jurisdiction of this Hon'ble Court

10. The 2nd defendant is added as a proforma defendant and no relief is asked for against her. The 4th defendant is a necessary and proper party to the suit, as per orders of Court.

10 (a) The 3rd defendant claims the eastern portion of the site where the building is constructed and as such he is added as party to the suit. His claim however, is denied by the plaintiff.

11. Value of the suit for purposes of Court fee is Rs.400/- being the market value of the property under section 7 clause(v) of the Court fees Act and Rs.5/- is the value for mandatory injunction aforesaid. The same is the value for purposes of jurisdiction and stamp due thereon has been paid.

12. The Plaintiff therefore prays:-

(a) that he may be declared the owner of the suit scheduled property.

(b) That possession of the suit site may be granted to the plaintiff after removing the 1st defendant from the suit property

(c) That the 1st defendant may be directed by means of a mandatory injunction to remove the structure on the suit site and restore it to its former condition at his own cost or the Plaintiff may be authorised to so remove the structure through Court and recover the costs thereof from the 1st Defendant.

(d) That the costs of the suit may be decreed against the defendants 1 to ~~2~~ 3

(e) that such other and further relief may be granted to the plaintiff which the Court deems fit to grant in the circumstances of the case.

Schedule.

Open site in the Registration and sub Registration districts of Bellary , in Bellary Municipality, ward No.XVI , near Durugamma Temple measuring 2661 3/4 sq., yards Kasara method.

Bounded by:-

East. The mud bound and Government space adjacent to Nagamma's Doddi.
West. Seedaragadda Road.
North: Mahanandi Peoples .i.e. Penukonda Rama Rao's field
Sourth:- Government Road.

Sd.P.Srinivasa Rao.
Advocate for plaintiff.

1. P.P.Kumara Poduval, the plaintiff abovenamed do hereby declare that what is stated in all the paras above is true to my knowledge information and belief. Verified and signed this at Bellary (

Plaintiff.

M1(J.F.H)

7

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ..		
When examined..		
When signed ..		
When despatched.		

18 OCT 1937
DESPA CHED

SUBJECT :— Suits – (Bellary). Bellary additional D.M.C. – O. 5748/36 – Assignment Defence.

READ AGAIN ________, dated ________ 19____.

" " ________ " ________ 19____.

READ *ALSO* :— pleg A – 3858/37 ——— Q

No.______From the________________, No.______, dated______19____.

" ______ " ________________ " ______ " ______19____.

" ______ " ________________ " ______ " ______19____.

Ref. Order / Resolution Ms. / Rout. No. A 3858/37 – 1 dated 18 . X . 1937.

PP 145-146 (X)

The collr is informed that orders are separately under issue cancelling the assignment made to Devadoss. The connected records are returned to him. He is requested to examine whether the suit filed by P.P. Kunnaha Poduval can be defended and to submit a report to the Board. ~~If the Court [illegible]~~ He is also requested ~~if so~~ to prepare a draft written statement in consultation with the local G.P. and file it provisionally in the court, if a further adjournment cannot be obtained. If an adjournment can be obtained a full report together with a draft

Issue today
[illegible]
18 X 37
& submit to H.M. after issue

written statement and the connected records should be submitted and the OC's sanction obtained for the defence of the suit.

18X37

18X37

18.X.37

To the Collr of Bellary with records as per *list returned.

*(1) Collr's R.C. ~~[illegible]~~ No 1803/36-A3-138 pages

(2) Do. Note file – 30 pages.

(3) R.D. dis 1551-36.

(4) Tahr's C. Dis T.H.S 75/42

✓ (5) Do. T.H.S 9/45 returned

~~(6) Representation of the [illegible].~~

~~✓ (7) One file of records for transmission~~

~~to Doctor P.P. Kumaran Potawal [illegible]~~ / his

~~counsel P Srinivasa Rao,~~

~~Advocate, Bellary.~~

C.F. 32.

"In reply, please quote number, date and short title."

~~15.11.37~~ 9

Revenue DEPARTMENT.

Received .... Registered R of A4152

From (Name) E.C. Wood Esq., I.C.S.,

(Designation) Collector,

Post Box ...., (Station) Bellary. A3858/37

Telegraphic Address ....

BOARD OF REVENUE
1 NOV 1937
MADRAS

To

The Secretary to the Board of Revenue,
Madras.

Ref. No. 1487/37, dated 29th Octr. 1937.

Sir,

Enclosures As per list enclosed.

Spare Copies

Suits (Bellary) Bellary Additional District Munsif's Court - O.S. 748/36 - Assignment - Defence.

P. 1 C.F. Ref.- Board's Ref.A. 3858/37-1, dated 18th Octr. 1937.

--

One P. P. Kumara Poduval of Bellary has filed a civil suit implicating the Government as defendant No. 4. I enclose a copy of the plaint. PP 11. 14 cf

2. The plaintiff has sued for a declaration of his title to a site in S.No. 506 B/1 of Bellary town.

3. The S.No. in which the suit site is located was classed as village site poramboke at the original settlement of 1888. It then measured 68 acres and 79 cents. At the re-settlement of 1923 the suit site was registered as S.No. 506 B and classed as village site poramboke measuring 48 acres and 82 cents. It was subsequently sub-divided as 506/B-1 and 506/B-2. S.No. 506/B-1 in which the suit site is located was classed as village site poramboke measuring 47 acres 31 cents. Portions of 31. were granted on patta and ground rent charged thereon. An extract from the Adangal and a sketch showing the tracing of the relevant portion of S.No. 506/B-1 with the suit site marked in it are enclosed. P. 21 CF PP 27-31 cf

4. In paras 3 to 6 of the plaint the plaintiff alleges the manner in which he acquired the site and refers to a chain of documents on which he relies. None of the documents except the last one of 1935 is registered. PP 11-12 cf PP 23-28 cf P 27 cf

5.

5. Neither the plaintiff nor his alleged predecessors in title objected to the classification and registry referred to above at any stage. He cannot prove his adverse possession for 60 years against Government. The land has all these years been vacant. A plot of 13 cents forming part of the suit land was assigned by the Collector to the 1st defendant on 27th August 1936. The assignment was set aside by the Board of Revenue in its proceedings B.P. No. Mis. 3292 dated 20th Octr.37. pp 69-71 cf (T)

PP 31-32 cf (X)

6. The Government Pleader, Bellary, has been consulted in the matter and a copy of the written statement prepared by him is enclosed. The only documents on which Government have to rely are: PP 15-15 cf

(a) The Resettlement Register (diglott)

(b) Adangal. PP 29-31 cf

(c) F.M. Book. P. 21 cf

The Government Pleader informs me that the suit is posted to 15th November 1937 for filing the written statement. The -- following para may be added in the written statement as para 1. PP 15-15 cf

> "The description of the 4th defendant is incorrect. The suit ought to have been laid against the "province of Madras, represented by the Collector of Bellary."

This office D.Dis. 1803/36 which contains the report of the Tahsildar, Bellary at pages 97 to 109 is enclosed, together with the English Translationsof the documents on which the plaintiff relies. I request that early orders may be passed as the Munsif is not likely to grant any more adjournments. (X) PP 23-28 cf

30-10-37.
For Collector.

JRM/29-10.

30.10.37

In the Court of the District Munsif of Bellary.

O.S. 748 of 1936.

Between

P.P. Kumara Poduval -- Plaintiff.

and

1. K. Devadas.
2. Kandra Nagamma
3. Venkata Dasari.
4. The Secretary of State for India in Council represented by the Collector of Bellary.

) Defendants.

Amended plaint filed on behalf of the plaintiff under order 7 Rule 1 of the C.P.C.

--

1. Plaintiff - P.P. Kumara Poduval, aged 30 years, son of K. Rama Poduval, Sthanic Brahmin, Medical Practitioner, Brucepet, Bellary.

Address for service of plaintiff is C/o. M.R.Ry. K. Srinivasa Rao B.A., B.L., Advocate, Bellary.

2. Defendants:-

1) K. Devadas, aged 35 years, father's name not known, Christian, Mechanic, Central Jail, Bellary.

2) Kandara Nagamma, aged 70 years, widow of Kandra Seshaiah Boya, Jirayathi, Tank Bund Street, Kodi Hanumantharaya Temple Compound, Bellary.

3) Venkata Dasari, aged 70, son of Dasari Venkatappa, Dasari caste, Dasari profession, Brucepet, Bellary.

4) The Secretary of State for India in Council represented by the Collector of Bellary.

3. The plaint scheduled property belonged to one Bala Dasari Uravakonda Rangadu having acquired by him by a free grant from Government about 80 years ago. He was in possession and enjoyment of the said property as owner thereof and had mortgaged the same to one Boogirappa under a deed dated 26-8-1870.

4. After his death his son became the owner of the property and was in possession and enjoyment of the same upto 2-10-1887 when he sold the same to Kandra Sehsappa, the husband of the 2nd defendant for a sum of Rs.25/- and put him in possession.

5. The said Kandra Seshappa enjoyed the property as owner till his death and after him his widow who was the sole heir and legal representive became entitled to it and she executed a usufructuary

mortgage

mortgage deed in favour of Korisetti Sanna Nagappa for a sum of Rs.100/- under a deed dated 20-11-1906 together with three houses standing on the site for a period of 30 years.

6. The said Banura Nagamma in turn sold the said property under a registered sale deed dated 11-12-1935 in favour of the plaintiff for a consideration of Rs.400/- subject to the payment of the usufructuary mortgage debt to the aforesaid Korisetti Sanna Nagappa in the sum of Rs.60/- except the huts which had already been removed by that time. The plaintiff was accordingly put in possession and enjoyment of the same and the plaintiff paid off the usufructuary mortgage debt on 7-9-1936 by payment of Rs.64-9-0 to Korisetti Sanna Nagappa, who also put him in possession of the said site.

7. On or about 21-9-36 the 1st defendant without any legal right trespassed into the suit site with a view to raise a building and thereupon the plaintiff issued a lawyer's notice of that date calling upon him not to trespass into the said site or raise any building as he has no right thereto. To which the 1st defendant replied on 23-9-1936 stating that the land has been assigned to him by Government. The plaintiff submits that the assignment if any by the Government in favour of the 1st defendant is invalid and inoperative in law and cannot affect the rights of the plaintiff in it. His possession is unlawful and unsupportable.

PPS/-32 (X)

8. With a view to forestall any suit at the instance of the plaintiff the 1st defendant is rapidly laying the building upon the said site to which he has no right. The 1st defendant is therefore liable to remove the said building and restore the property to its former position.

9. Cause of action for the suit arose in favour of the plaintiff against the defendants 1 to 3 on 11-12-1936 and on 21-9-1936 and after at Bellary within the jurisdiction of this Hon'ble court.

10. The 2nd defendant is added as a proforma defendant and no relief is asked for against her. The 4th defendant is a necessary and proper party to the suit, as per orders of court.

10.(a). The 3rd defendant claims the eastern portion of the

site

site where the building is constructed and as such he is added as party to the suit. His claim however, is denied by the plaintiff.

11. Value of the suit for purposes of court fee is Rs.400/- being the market value of the property under Section 7 ~~of~~ clause (v) of the court fees Act and Rs.5/- is the value for mandatory injunction aforesaid. The same is the value for purposes of jurisdiction and stamp due thereon has been paid.

12. The plaintiff therefore prays:-

(a) That he may be declared the owner of the suit ~~s~~chedule property;

(b) that possession of the suit site may be granted to the plaintiff after removing the 1st defendant from the suit property.

(c) that the 1st defendant may be directed by means of a mandatory injunction to remove the structure on the suit site and restore it to its former conditions at his own cost or the plaintiff may be authorised to so remove the structure through court and recover the costs thereof from the 1st defendant.

(d) that the costs of the suit may be decreed against the defendants 1 to 3.

(e) that such other and further relief may be granted to the plaintiff which the court deems fit to grant in the circumstances of the case.

Schedule.

Open site in the Registration and sub Registration districts of Bellary in Bellary Municipality, Ward No. XVI, near Durugamma Temple measuring 2061 ½ sq. yards Kasara method. Bounded by

East.- The mud bound and Government space adjacent to Nagamma's Boddi.
West.- Seedaragadda Road.

North.- Mahanandi Temples ie. Penukonda Rama Rao's field.
South.- Government Road.

Advocate for Plaintiff Plaintiff.

P.P. Kumara Kodival, the plaintiff abovenamed do hereby declare that what is stated in all the paras above is true to my knowledge, information and belief. Verified and signed this at Bellary on

Plaintiff.

/True Copy/

JRM/-

30/10/57.
for Collector

30-10-57

15 ~~67~~ 61

In the Court of the Additional District Munsif, Bellary.

O.S. No. 748 of 1936

Between:-

P.Kumara Poduval. Plaintiff.

and

1. Devados
2. Kandra Nagamma
3. Venkata Dasari
4. The Secretary of State for India in Council represented by the Collector. of Bellary, Defendants.

[illegible] Pleader

Written Statement under Order VIII, R.I. C.P.C.

The 4th Defendant submits as follows:-

[H - F — [illegible] A at p 10 cf]

[illegible] 1. That he puts the Plaintiff to strict proof of all the allegations in the plaint except such as are herein expressly admitted by him to be true.

[illegible] 2. (a) That this Defendant denies the truth of the allegation in para 3 of the plaint that the suit property belonged to one, Mala Dasari Uravakonda Rangadu and that it had been acquired by him by a free grant from Government about 80 years ago and that he was ever since in possession and enjoyment of the property as owner thereof. That this allegation is not supported by the entries in Government Registers.

(b) That this Defendant has never been aware of the fact that the said Rangadu had mortgaged the property to one Suguruppa under a deed dated 26.8.1870.

[illegible] 3. That this defendant denies the truth of all the specific transactions referred to in paras 4, 5 and 6 in respect of the suit property viz (a) the ownership and enjoyment of Rangadu's son till 2.10.1887 and his subsequent sale to Kandra Seshappa for Rs.25/-.

(b) The enjoyment of K.Seshappa as owner till his deat[illegible]nd the subsequent ownership and the enjoyment of his widow and [illegible] execution of a usufructuary mortgage deed to Korisetti Sanna Nagappa for Rs. 100/- by a deed dated 26.11.1906. P. 25 cf

(c) and the sale by the second defendant to Plaintiff by a deed dated 11.12.1935 for Rs. 400/- and the allegation that the Plaintiff was put in possession or that he was in possession of the same.

P. 29 cf

P. 31-32 if (E) 4. That it is a fact that 13 cents out of the site was assigned by the Collector to the 1st defendant. That this assignment ~~has been~~ ~~may be~~ has been ~~recently~~ set aside by the Board of Revenue, [illegible] [illegible]

5. That the suit site forms part of S.No. 506 B-1 measuring 47.31 acres. That this land has been registered as Village site Poramboke in Adangal, Diglot and all other connected Revenue Registers. That this part of the field is owned by Government and has all along been in the exclusive possession and enjoyment of the Government. That this part of the field inclusive of the suit site was over-grown with thick prickly pear till about 6 years ago. That no houses or huts were ever put up by any one in ~~this~~ the part of the field in question. ~~or the portion of the suit site~~. That neither the persons referred to in paras 3 to 6 of the plaint nor any one else had any kind of possession or enjoyment of the suit site at any time. Neither has any ground rent or other tax been paid by any private person to Government or the Municipality.

P. 11. 12 cf

P. 23-28 cf

P. 11-12 cf

6. That the documents referring to the transactions referred to in paras 2 to 6 of the plaint are spurious. They appear to have been got up for the occasion to establish adverse possession against this defendant.

7. That the 3rd Defendant has no manner of right to the suit-site or any portion of S.No. 506 B-1

8. That the Plaintiff has to establish open, continuous, exclusive and peaceful possession for 60 years or more. That allegations in the plaint do not constitute such possession.

9

65

10 ~~9~~. That the suit may be dismissed with costs.

25-10-37

4/5 Collector and 4th Defendant.

PK 24/10/37

Verification.

I, the Collector of Bellary do hereby declare that what is stated above is correct to the best of my information.

Signed at Bellary on 25th October 1937.

25-10-37

5/5 Collector and 4th Defendant.

25.10.37

24/37

PK 24/10/37

20

In the Court of the District Addl. Sub-Judge

Agra

Suit no. 748/36

Written Statement on behalf of

the Secretary of State

~~87~~

21

R.F. XVII-20.

District Bellary

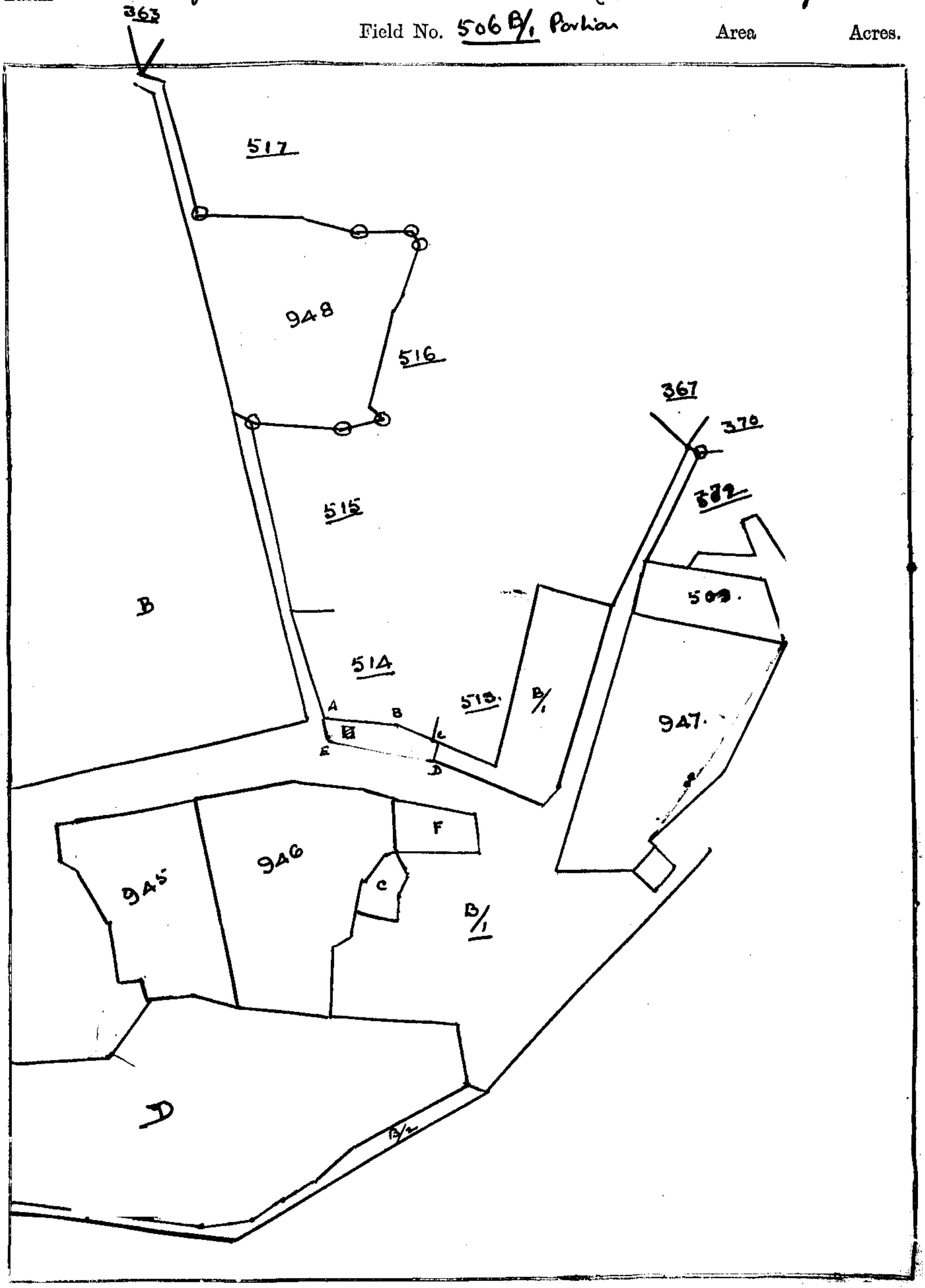
Taluk Bellary

Village No. 68

Village Name Bellary.

Field No. 506 B/1 Portion

Area Acres.



363
517
948
516
367
370
515
382
B
509.
514
A
B
C
E
D
515.
B/1
947.
F
945
946
C
B/1
D
B/2

Scale 1/5 inch=One Chain.

▨ Represents the site granted to Devadas.

ABCDE represent the suit site.

Rama Rao

24/10 for 24th 27.10.07

27.10.07

Boards' Ref B 1786-37-1 d/ 28.4.37 p5 cf
B 4408.37 p7 cf

To AS (LR)

The reply from the Collr at p7 cf may be added to the file

2/ The Collr may be reminded again on 15.10.37, if necessary

Cl
27.9.37

RWN
22.9.37

Bd's refce B 1796-37-1 d/ 28.4.37 AS(LR) cf.

B. 5353 9 cf

To AS. (LR)

ASLR.

Please see the Bd's refce at p5 cf and the collr's reply at p9 cf.

2/ The alienation statement submitted by the collr calls for the following remarks. p17 cf

In the application for alienation at p.17 cf the annual ground rent (col 2(a)) on the land proposed for alienation is given as 0-6-0 while in the remarks column it is given as Rs 0-4-0. The amount shown against col 2 (b) has also been calculated taking the ground rent as Rs 0-4-0. The Collr may be asked to explain the discrepancies.

3/ draft submitted

Cl
1.10.37

KN
15/11

27

Rs 0-4-0 Non Judicial Stamp 73

Document dated 2nd October 1887.

On 2nd October 1887.

I,

Uruvakonda Mala Ranga's son, cook Papiga residing below Bellary town tank bund have executed a sale deed in favour of Kandra Seshappa, son of Kandra Mareppa, Head Cook under Judge Rasool I have today sold and gave over possession of the 4 huts and open space which were the property and in the enjoyment of my father for Rs.25/- furnishing its boundaries.-

North.- Manandi Vandla Chenu.

East.- The Company's site adjoining the boundary of my huts and open space.

South.- The Rastha leading to Judge's Bungalow .

West.- The cart track leading to Seedaragauda.

On these boundaries 40 yards on the east, 51 yards, on the west, 62 ~~yeas~~ yards on the North and 55 yards on the south. I have sold these huts and open space bounded by these boundaries in your favour and have taken Rs.25/- from you and have handed over possession of the above property to you, today. Hereafter the treasures etc. in the above property are your property and that of your heirs. I and my heirs have no right in it. This sale deed has been written with my consent.

Witnesses.

Mangala Lingappa — This mark is that of paipiga.

Dammuru Ramarao. — Sd/ Bellary Somasamudram Thimmana Gowd.

27/10

Rs. 3 and annas 8.

Kandra Nagamma, Bellary.
Sugur Mareppa - Vendor, Bellary.

Sale deed of immovable property for Rs.400/-.

1935 December 11th.

Residing in Car street, Brucepet, Bellary
Claimant ~~Executant~~, P.P. Komara Poduval, son of
K. Kanna Poduval.

Executant
~~Claiman~~t - The person who executed the document - Kandra Nagamma, wife of Seshappa Boya caste living by cooly, residing near Tank bund, Bellary.

executed
have ~~issued~~ the sale deed, I have Rs.140/- from you for my medicinal and household expenses in the past. Rs.100/- in cash this day for clearing off my minor debts and for my house hold expenses. Also on 26th November 1906 I have mortgaged with possession the scheduled property consisting of 3 huts, back yard and open site to Korisetti Sanna Nagappa residing in Mariswamy Mutt street, Bellary, for Rs.100/-. According to the document the houses which costed Rs.40/- have not been kept in condition by Kandra Nagappa and have also disappeared. So only Rs.60/- has to be paid now to him. The Total of these 3 items i.e. Rs.400/- of which I have received Rs.340/- the remaining Rs.60/- is kept with you for paying to Sanna Nagappa through you. As I have received the entire amount of Rs.400/- I have handed over possession of the scheduled property to you this day. You should pay Rs.60/- to Sanna Nagappa and get back the mortgage deed. All records relating to the scheduled property i.e. sale deed-mortgage deed etc. I have handed over to you. Hereafter you are heir to the property and myself and my heirs have no claim

Schedule.

Taluk - Bellary; Village - Bellary; Brucepet near Durugamma temple - 16th ward - S.No. not known . Ex. 2661¼ sq. yards Assessement - Nil; Kulam - Nil.

Boundaries.-

North.- Penukonda Ramarao's lands.
South.- Government road.
East.- Government vacant site adjoining my back yard mud heaps.
West.- Rastha to Seetha Ragadda.

Witness.

lan
Bhupa~~tha~~ Parvata Mallappa
Mundlu Redda Anjanappa.

L.T. impression of Kandara Nagamma attested by Bhupalam Parvata Mallappa.

Document written by Sugur Mareppa.

Document No. 2474 of 1935 contains 2 sheets

Sd. Sub Registrar.

Presented in the office of the Registrar of Bellary - Anantapur between Hours 1 P.M. and 2 P.M. on 11th December 1935.

Mark of Kandra Nagamma.

Execution admitted by left thumb mark of Kandra Nagamma, wife of Sheshappa Boya Brucepeta, Bellary.

Identified by P. Hammanadarao, son of Venkataswaravva, Brahmin, land lord, Bellary, Brucepet.

Do. D[illegible] Mirasidar at present Bellary, Brucepet.

14th December 1935.

Registered as No. 2474 of 1935 of Book 1 - Volume 390 pages 108 and 109.

12th December 1935

Seal

Sd. Sub Registrar.

Reg. III-A-5.

నె 2 రు.— [illegible] జిల్లా [illegible] తాలూకా

తెలియజేసే 1347. ఫసలీ

సర్వే నెంబరు. (1)	సబ్ డివిజను నెంబరు. (2)	విస్తీర్ణం. (3)		శిస్తు. (4)		పట్టా నెంబరు లేక దరఖాస్తు. (5)	పట్టాదారుని యొక్క లేక శివాయి జమ ఆధీనదారుని యొక్క నెంబరు, పేరు. (6)	మొదటి భాగము.					
								సాగుకాబడిన నెల. (7)	పైరుయొక్క పేరు. (8)	సాగుబడి చేయబడిన విస్తీర్ణం. (9)		కోతకోసిన నెల. (10)	అజమాయిషీ అంచనా. (11)
		ఎ.	సె.	రూ.	అ.					ఎ.	సె.		
506	C.	-	42										
~~506 B/1~~													
506	D.	22	92										
506	E.	.	23	.	3	235	R. V. నారాయణ శెట్టి.						
506	F.	.	78										
506	G.	-	24										
506	H	-	35										

29

R.F. III-A-5.

45

68 [illegible] గ్రామములో రహితాధీనమును సాగుబడిని పొలమువారీగా సాలువారి లెక్క.

రెండవ భాగము.						
సాగుచేయబడిన నెల. (12)	పైరు యొక్క పేరు. (13)	సాగుబడి అయిన విస్తీర్ణం. (14)	కోతబడిన నెల. (15)	అణాలతో అంచనా. (16)	కరణం రిమార్కులు— 1. పొలములో కొంతభాగమే సాగుబడి అయియున్నప్పుడు లింకులలో కొలత. 2. పట్టాలేని భూములకు ఆధీనదారుని యొక్క గాని సాగుబడిదారు యొక్క గాని పేరు. 3. పట్టాలేని భూముల యొక్క సాగుబడికి ఇతరమైన ఆధీనము యొక్క విస్తీర్ణము, స్వభావము. 4. ఇదివరకు జలాధారము లేకుండా సాగుబడి క్రింద చూపబడి దరిమిలా నేలలో జలాధార వివరము. (17)	అజమాయిషీ ఆఫీసరు యొక్క రిమార్కులు. (18)
					[illegible] [illegible] 1 [illegible] 1 [illegible] [illegible]	

(True Extract)

For Tahsildar 27-10-37

27-x-37

27/10.

Ex [illegible]

N.F. III—A—5.

నె 2 రు.— [illegible] జిల్లా [illegible] తాలూకా

తెలియజేసే 1347 ఫసలీ

							మొదటి భాగము.				
సర్వే నెంబరు. (1)	సబ్ డివిజను నెంబరు. (2)	విస్తీర్ణం. (3)		శిస్తు. (4)		పట్టా సాదా లేక ఖరాబు. (5)	పట్టాదారుని యొక్క లేక శివాయి జమ ఆధీనదారుని యొక్క నెంబరు, పేరు. (6)	సాగుబడిచేసిన నెల. (7)	పైరు యొక్క పేరు. (8)	సాగుబడిచేసిన విస్తీర్ణం. (9)		కోతచేసిన నెల. (10)	ఇతరాంశములు. (11)
		ఎ.	సె.	రూ.	అ.					ఎ.	సె.		
506	A	83	98										
506	B/1	47	31				1) [illegible] 2) [illegible] 3) [illegible] 4) [illegible] 5) [illegible] 6) [illegible] 7) [illegible] 8). H. [illegible] 9) A. [illegible] 10) [illegible] 11) [illegible] 12) [illegible] H. [illegible] 13) B. [illegible]						
506	B/2	1	51										

em the adangal of Sehary village for B/1347

R.F. III-A-5.

[illegible]గ్రామములో రహితాధీనమును సాగుబడిని పొలమువారిగా

సాలువారి లెక్క.

రెండవ భాగము.						కరణం రిమార్కులు— 1. పొలములో కొంతభాగమే సాగుబడి అయియున్నప్పుడు లింకులలో కొలత. 2. పట్టాలేని భూములకు అధీనబారునియొక్కగాని సాగుబడేదారుయొక్కగాని పేరు. 3. పట్టాలేని భూములయొక్క సాగుబడికి - ఇతరమైన అధీనము యొక్క విస్తీర్ణము, స్వభావము. 4. ఇదివరకు జలాధారము లేకుండా సాగుబడిక్రింద చూపబడి దరిమిలా నేలలో జలాధార వివరము.	అజమాయిషించు ఆఫీసరు యొక్క రిమార్కులు.
సాగుచేయబడిన నెల.	పైరుయొక్క పేరు.	సాగుబడి అయిన విస్తీర్ణం.		కోతబడిన నెల.	అణాలతో అంచనా.		
(12)	(13)	(14)		(15)	(16)	(17)	(18)
		ఎ.	సె.				
						డిప్రెషన్ బంజర్. గ్రామ కంఠం. B memo submitted for cases 1-12.	

List of Enclosures.

1. Plaint (copy of p. ~~5-8~~ 11-14 c.f.) ✓ ✓
2. Extract of the Adangal (p. ~~86-90 C.F.~~ 29-32) ✓
3. Tracing of S.No. 506 B/1 portion (p. ~~81~~ 21 C.F.) ✓
4. Written statement (p. ~~61~~ 66) ✓ [illegible]
5. R.Dis. 1803/36. ✓ (X)
6. English translation of 3 documents) ✓ [illegible]

35

C.F. 3 (a).

*Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

Received Registered A4

From (Name) E.C.Wood Esq., I.C.S., A 2851/37

(Designation) Collector

Post Box , (Station) Bellary

10 NOV 1937

Telegraphic Address

To

The Secretary to the Board of Revenue,
Madras.

Ref.C. No. 1487/37, dated 9th November 1937.

Sir,

Enclosures

Spare Copies

P.G.CF

Suits - Bellary - Bellary Additional District Munsiff's Court - O.S. 748/36 Assignment - Defence.

My Ref.C. 1487/37 dated 29th October 1937.

I invite a reference to the above letter and request that early orders may be passed on it as the District Munsiff is not likely to grant any more adjournments. The suit stands

posted

posted to 15th November 1937.

5-11-37.

P.S. 9/11.

9/11/37

For Collector.

37

M.I. (J.F.H. Esq)

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying		
When copied		
When examined	13/11	[illegible]
When signed		
When despatched.		

SUBJECT :— Suits – (Bellary) – Bellary Addl. Dt. Munsiff's Court – O.S. 748/36 – Assignment – Defence – Sanctioned

READ AGAIN ______, dated ______ 19__.

" " ______ " ______ 19__.

READ *ALSO* :—

P.1.CF. No. A.3855/37 from the Collr of Bellary, No. R.1487/37, dated 29.10.1937. Q

" ______ " ______ " ______ " ______ 19__.

" ______ " ______ " ______ " ______ 19__.

~~Order~~ Resolution Ms. ~~Rout.~~ No. 3515, dated 13 – 11 1937

Recd. at 3.30 P.M. Fly. Proceedings ~~desptd~~ and [illegible] despd. [illegible] 13/11

To the Collr of Bellary.

(with revised written statement by R.Dis 1803/26.10.37 & ~~records~~ returned)

Despr.
Ask Secn
(with R.Dis 1803/36 26.10.37
min to Despr.

C.D.
kp15-1946
be copied as revised.

The Board sanctions the defence of the suit and ~~appr.~~ approves the draft written statement as revised

[illegible] 10.11.37.

[illegible] 11.11.37

[illegible] 11.11.37

[illegible] 12.11.37

Issue today without fail

[illegible] 13/11/37

[illegible] 13/11/37

38

0-10

No. 169

For Insurance Notices see reverse.
Stamps affixed except in case of uninsured letters not exceeding 2½ tolas or one ounce in weight or on which no acknowledgment is due.

Rs. As.

Date-stamp.

CHEPAUK
15 NOV 37
4 30 P.M

Received a registered * ——————
addressed to —— Collector
Bellary

Initials of Receiving Officer.

* Write here "letter," "postcard," "packet" or "parcel" with the word "Insured" before it when necessary.

If insured:

Insured for Rs. (in figures) —————— *(in words)* ——————

Insurance fee Rs. —— *As.* —— *Weight (in words).* *Rates* / *Tolas*

Name and address of sender. ——————

JSA
AS(LR)

Note-file

Suits - (Bellary) - Bellary additional D.M.C O.S 748/36 - Assignment - Defence.

p 1 cf. A 3858/37 - From the Collr of Bellary d 13.10.37

To A.S (L.R)

Please see the collr's letter at p 1 cf.

(B 5137/36)
(x) pp 69-71 cf
B.P. 3292 / 20.11.37. (T)

2/. In the linked (x) file it ~~was proposed to~~ has been decided to cancel the assignment made to Devadoss and to ask the collr to report whether the suit can be defended. M.I has ordered that a report shd be obtained from the Collr. on the question whether the suit can be defended

3/. The connected records may be returned to the collr and he may be asked to examine whether the suit can be defended and if so to prepare a draft written statement in consultation with the [illegible] ~~and file it with the court, if~~ a further adjournment cannot be obtained. ~~other~~ and to submit a further report ~~as~~ regard the defence of the suit as early as possible.

4/. Draft submitted.

18.X.37
18.X.37

18.10.37

JS (A)

18.10.37

M.I. (after issue)

20.X.37

MI

A.S (~~L~~.R)
thro' p
22/10/37.

To (A.S (L.R)

The file may be submitted to M I

22.X.37
22.X.37

22.10.37

M. I.

Rec'd. 11.11.37

Hearing 15.11.37 2 Hearing 15.11.37

[Issued as the Board's Refce A. 3858/37-1 d 18.10.37
+ 4152/37 from the Collr of Bellary d. 29.10.37]

1-1 cf. 9-34 c

M. 1

~~J. S. (A)~~

A. S. (L. R)

A. S. (L. R)

Pl. see the Collr's report at Pages 9-10 cf and the draft written statement ~~of the 4th Deft (Province of Madras represented by the Collr of Bellary)~~ at Pages 15-19 cf.

The delay in putting this up shd be explained separately. The Collr's report was received on 1.11.37. 12.11.37.

(Expln separately submitted). — 10 cf.

2/ The land is said to have been vacant all these years & the plaintiff has no conclusive documentary evidence to prove his title. According to the revenue accounts it forms part of village site poramboke In the circumstances reported by the Collr, the defence of the suit may be sanctioned & the draft written statement, — Pr 15-19 cf as revised, approved. Draft submitted

10.11.37. 11.11.37

11.11.37

J. S. (A)

12.11.37

M. 1

Approved

12.11.37